

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	
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Seung-Gyun Bae et al.	:	Group Art Unit: 2423
	:	
Serial No.: 10/658,545	:	Examiner: Junior O. Mendoza
	:	
Filed: September 10, 2003	:	Confirmation No.: 3251
	:	
For: Apparatus and Method for Displaying Television Video Signal and Data in Mobile Terminal According to Mode Thereof		

Request For Refund

Mail Stop 16
 Director of the USPTO
 P.O. Box 1450
 Alexandria , VA 22313-1450

Sir:

Applicants submit herewith a Request For Refund in connection with the above-identified application.

Specifically, as shown in the attached copy of Deposit Account Statement of Deposit Account 18-2220, Applicants were charged \$360 allegedly "for fee for second extension of time" in connection with the above-identified case on September 7, 2010. Applicants respectfully submit that this charge was incorrect and should be fully refunded to Applicants.

In more detail, it is apparent that the \$360 fee charged against Deposit Account 18-2220 was directed to Applicants' August 30, 2010 filing of a Notice of Appeal (responding to the final office action mailed on April 27, 2010) as the difference between the \$130 one-month extension fee that Applicants submitted with the filing and the full amount of a two-month extension fee. However, pursuant to MPEP §706.07(f) and MPEP §710.05, Applicants' August 30, 2010 filing is in fact timely for the one-month extended period.

To be more specific, according to MPEP §706.07(f), "...if the reply is filed within 2 months of the date of the final Office action, the shortened statutory period will expire at 3 months from the date of the final rejection or on the date the advisory action is mailed, whichever is later." In the instant case, Applicants filed a reply to the April 27, 2010 final office action on June 25, 2010, which was within 2 months of the date of the final rejection. Therefore, per MPEP §706.07(f), the shortened statutory period should expire on July 28,

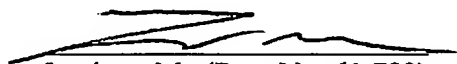
2010, which is the mailing date of an advisory action, since July 28, 2010 is later than July 27, 2010, which is the 3-month date of the final rejection.

On the other hand, according to MPEP §710.05, “[W]hen the day, or the last day, for taking any action or paying any fee in the United States Patent and Trademark Office falls on Saturday, Sunday, or a Federal holiday within the District of Columbia the action may be taken, or the fee paid, on the next succeeding secular or business day.” In the instant case, August 28, 2010, which is one-month from the above-noted July 28, 2010 expiration date for the shortened statutory period, falls on a Saturday. Therefore, per MPEP §710.05, Applicants’ filing on August 30, 2010, which was the next succeeding business day following August 28, 2010, should be deemed timely for the one-month extended period. As such, the above-noted \$360 charge was incorrect.

For the Office’s convenience, Applicants have included an Appendix including: (1) a copy of the Deposit Account Statement of Deposit Account 18-2220 for the month of September 2010, with the above-noted two charges highlighted; and (2) a printout of a portion of an online page of Private Application Information Retrieval (PAIR) highlighting those relevant dates noted above.

Accordingly, Applicants respectfully request that the above-noted \$360 charge be refunded to the Applicants under 37 C.F.R. §1.26(a).

Respectfully submitted,



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Date: March 7, 2011



United States
Patent and
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Deposit Account Statement

Requested Statement Month: September 2010
 Deposit Account Number: 182220
 Name: ROYLANCE ABRAMS BERDO & GOODMAN, L.L.P.
 Attention: MR. ENGLAND
 Street Address 1: 1300 19TH STREET, N.W.
 Street Address 2: SUITE 600
 City: WASHINGTON
 State: DC
 Zip: 20036
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/03	1194	12822647		8007	\$40.00	\$7,450.56
09/07	1	10658545	45703	1252	\$360.00	\$7,090.56
09/13	36	11628961	53036	1806	\$180.00	\$6,910.56
09/14	12678	0248660186		8014	\$50.00	\$6,860.56
09/15	4	0248660186		8014	-\$50.00	\$6,910.56
09/15	5	0248660186		8014	\$50.00	\$6,860.56
09/15	11123	0235270071		8014	\$50.00	\$6,810.56
09/15	11130	0208110045		8014	\$50.00	\$6,760.56
09/15	11131	0238180770		8014	\$50.00	\$6,710.56
09/20	31	11407071	50402	1455	\$200.00	\$6,510.56
09/21	3	12666402	56845	1615	\$150.00	\$6,360.56
09/23	12	SUBSCRIPTION		8001	\$3.00	\$6,357.56
09/24	39	PCT/US06/43712		8007	\$20.00	\$6,337.56
09/27	42	10575894	56939	1806	\$180.00	\$6,157.56
09/29	1	12423224	55576	1201	\$220.00	\$5,937.56
09/30	175	12658671		9204	-\$220.00	\$6,157.56
		START	SUM OF	SUM OF	END	
		BALANCE	CHARGES	REPLENISH	BALANCE	
		\$7,490.56	\$1,603.00	\$270.00	\$6,157.56	

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10/658,545

Apparatus and method for displaying a television video signal and data in a mobile terminal according to a mode thereof



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Available Documents

Mail Room Date	Document Code	Document Description	Document Category	Page Count	
12-06-2010	CTNF	Non-Final Rejection	PROSECUTION	24	
12-06-2010	892	List of references cited by examiner	PROSECUTION	1	
12-06-2010	SRNT	Examiner's search strategy and results	PROSECUTION	4	
		Search information including classification, databases, and other search related notes			
12-06-2010	SRFW	classification, databases, and other search related notes	PROSECUTION	1	
12-06-2010	FWCLM	Index of Claims	PROSECUTION	1	
09-24-2010	AP.PRE.DEC	Pre-Brief Appeal Conference Decision	PROSECUTION	2	
08-30-2010	LET.	Miscellaneous Incoming Letter	PROSECUTION	1	
08-30-2010	N/AP	Notice of Appeal Filed	PROSECUTION	1	
08-30-2010	AP.PRE.REQ	Pre-Brief Conference request	PROSECUTION	5	
08-30-2010	XT/	Extension of Time	PROSECUTION	1	
08-30-2010	WFEE	Fee Worksheet (FEO -875)	PROSECUTION	1	
07-28-2010	CTAV	Advisory Action (FIO -892)	PROSECUTION	3	
07-28-2010	ANE.I	Amendment After Final or under 37 CFR 1.312, initiated by the examiner.	PROSECUTION	1	
07-04-2010	DISQ	Terminal Disclaimer review decision	PROSECUTION	1	
06-25-2010	A.NE	Amendment After Final	PROSECUTION	1	
06-25-2010	CLM	Claims	PROSECUTION	8	
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06-25-2010	WFEE	Fee Worksheet (FEO -875)	PROSECUTION	1	
04-27-2010	CTFR	Final Rejection	PROSECUTION	31	
04-27-2010	892	List of references cited by examiner	PRIOR ART	1	
04-27-2010	FWCLM	Index of Claims	PROSECUTION	1	
04-27-2010	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1	
04-27-2010	SRNT	Examiner's search strategy and results	PROSECUTION	2	
02-04-2010	A...	Amendment/Req. Recommendation	PROSECUTION	1	